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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Genoveffa Franchini et al.

Title: Immunotherapy I HIV Infected Persons Using Vaccines After Multi-Drug Treatment

Docket No.: 1662.018US1

Serial No.: 10/048072

Filed: January 25, 2002

Due Date: January 2, 2004

Examiner: Jeffrey S. Parkin

Group Art Unit: 1648

Customer No.: 21186

Confirmation No.: 1664

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

☒ A return postcard.

☒ A Response to Restriction Requirement (2 Pages).

If not provided for in a separate paper filed herewith, Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional fees or credit over payment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number 21186

By: A. James Nelson
Atty: A. James Nelson
Reg. No. 28,650

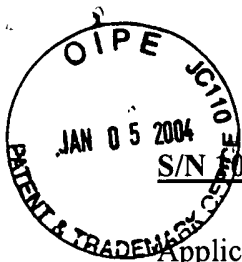
CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 30th day of December, 2003.

Dawn M. Poole
Name

Dawn M. Poole
Signature

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
(GENERAL)

Customer Number 21186



S/N 10/048072

PATENT

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Applicant: Genoveffa Franchini et al. Examiner: Jeffrey Parkin
Serial No.: 10/048072 Group Art Unit: 1648
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Treatment

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Applicant has reviewed the Restriction Requirement mailed December 2, 2003, wherein the Examiner has restricted the claims to one of the following inventions under 35 U.S.C. 121:

I. Group I, claim(s) 1-10 and 12-17, drawn toward methods of stimulating CD8⁺ **HIV structural antigen** responses through the administration of a nucleic acid-based vaccine, classified in class 424, subclass 208.1.

II. Group II, claim(s) 1-9 and 11-17, drawn toward methods of stimulating CD8⁺ **HIV non-structural antigen** responses through the administration of a nucleic acid-based vaccine, classified in class 424, subclass 208.1.

III. Group III, claim(s) 1-10, 12 and 13, drawn toward methods of stimulating CD9⁺ **HTLV structural antigen** responses through the administration of a nucleic acid-based vaccine, classified in class 424, subclass 207.1.

IV. Group IV, claim(s) 1-9 and 11-13, drawn toward methods of stimulating CD8⁺ **HTLV non-structural antigen** responses through the administration of a nucleic acid based vaccine, classified in class 424, subclass 207.1.¹

Applicant provisionally elects, with traverse, the claims of Group I (1-10 and 12-17), and hereby cancels non-elected claim 11. Applicant reserves the right to file divisional application(s) on the non-elected claims.

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Conclusion

A favorable examination of the merits of this patent application is respectfully requested. The Examiner is invited to telephone Applicant's attorney (612-373-6939) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

GENOVEFFA FRANCHINI ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

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Date Dec 30, 2003

By

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Reg. No. 28,650

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Name

Dawn M. Poole

Signature

Dawn M. Poole